## UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA ASHEVILLE DIVISION DOCKET NO. 1:16-cv-00273-MOC

STACEY K. BOGER,	)	
Plaintiff,	)	
v.	)	ORDER
NANCY A. BERRYHILL, Acting Commissioner of Social Security	) ) )	
Defendant.	)	

**THIS MATTER** is before the court on the defendant's Motion for Remand (#13). The plaintiff, via counsel, has consented to the Motion. Under relevant law and case precedent, the court has the authority, under sentence four of 42 U.S.C. § 405, to reverse a Commissioner's prior decision and remand the matter for further administrative proceedings. See Shalala v. Schaefer, 509 U.S. 292 (1993); Melkonyan v. Sullivan, 501 U.S. 89 (1991). Having considered the Motion and reviewed the pleadings, the court enters the following Order.

## **ORDER**

IT IS, THEREFORE, ORDERED that defendant's Motion for Remand (#13) is GRANTED, for good cause shown. Pursuant to sentence four of 42 U.S.C. § 405 (g) and relevant case law, the court hereby REVERSES the prior decision of the Commissioner and REMANDS the matter for further administrative proceedings.

Signed: February 17, 2017

Max O. Cogburn Jr United States District Judge